
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

CURTIS LEE SHEPPARD, JR.,

Plaintiff,

versus

ZACK HAWTHORN,

Defendant.

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CIVIL ACTION NO. 1:18-CV-527

**MEMORANDUM ORDER OVERRULING PLAINTIFF'S OBJECTIONS AND
ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Curtis Lee Sheppard, Jr., an inmate confined at the Michael Unit in Tennessee Colony, Texas, proceeding *pro se*, brought this lawsuit pursuant to 42 U.S.C. § 1983 against Magistrate Judge Zack Hawthorn.

The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends this action be dismissed without prejudice pursuant to 28 U.S.C. § 1915(g).

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, pleadings and all available evidence. Plaintiff filed objections to the magistrate judge's Report and Recommendation. This requires a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED. R. CIV. P. 72(b). After careful consideration, the court concludes Plaintiff's objections are without merit.

O R D E R

Accordingly, Plaintiff's objections are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is

ADOPTED. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 11th day of January, 2019.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE